

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA

TIMOTHY L. SCATES, )  
Plaintiff, )  
v. ) Case No. 1:12-CV-408  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
Defendant. ) Collier/Lee

## ORDER

Plaintiff Timothy L. Scates (“Plaintiff”) filed a motion to proceed *in forma pauperis* (Court File No. 2). On December 14, 2012, United States Magistrate Judge Susan K. Lee filed a report and recommendation (“R&R”) in this case, pursuant to 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b) (Court File No. 3). In the R&R, the magistrate judge recommended Plaintiff’s motion be denied. Neither party has objected to the R&R within the given fourteen days.

After reviewing the record, the Court agrees with the R&R. The Court hereby **ACCEPTS** and **ADOPTS** the magistrate judge's R&R and **ORDERS** that Plaintiff's motion to proceed *in forma pauperis* be **DENIED** (Court File No. 2).<sup>1</sup>

**SO ORDERED.**

## ENTER:

/s/  
**CURTIS L. COLLIER**  
**UNITED STATES DISTRICT JUDGE**

<sup>1</sup> According to a recent docket entry in CM/ECF, the filing fee was paid in this case on December 19, 2012. Therefore, Plaintiff's motion is also effectively moot.